



## REMARKS

APPLICATION NO. 10/601,894

ART UNIT 3632

EXAMINER: ANITA M. KING

CONFIRMATION NO. 7567

**In response to office action rejecting claims 1,2,3, and 5 as being anticipated by U S Patent 3,273,841 to Cota:**

**Rejection:** This device as anticipated is a single use product to be discarded after a single use.

**Remark:** The device for application no. 10/601,894 the anchoring device may be used an unlimited number of times.

**Rejection:** The vertical (18) and horizontal (11) shafts are made of flat material and the horizontal (11) shaft is made to fit under the container being anchored.

**Remark:** The device for application no. 10/601,894 is made of continuous round steel and is not made to fit under the container.

**Rejection:** The hook (30) is made of a flat material and has a slidable member with a finger securing the receptacle that can be locked.

**Remark:** The device for application no 0/601,894 is one solid piece of round primary material with no moveable parts.

**Rejection:** This device has adjustable parts (35)(22) so that the device may serve to accommodate various receptacles.

**Remark:** The device for application no. 10/601,894 has no adjustable or moveable parts and is controlled by the depth of insertion into the ground.



## REMARKS

**APPLICATION NO.** 10/601,894

**ART UNIT** 3632

**EXAMINER:** ANITA M. KING

**CONFIRMATION NO.** 7567

**In response to office action rejecting claims 1,2,4, and 5 as being anticipated by U S Patent 2,399,498 to Messick:**

**Rejection:** Has horizontal (7) ring with multiple helicoil springs and a setscrew to engage baskets and are not directly attached to the primary material.

**Remark:** The device for application no. 10/601,894 uses only the primary material and has no additional moveable parts.

**Rejection:** The device has a horizontal (7) ring at the top of the vertical (5) shaft that is formed by bending the primary material into a ring (7).

**Remark:** The device for application no. 10/601,894 has a vertical shaft that is formed with the primary material into a radius/hook at the top.

**Rejection:** The container sits into or upon the horizontal (7) ring of this device and has an adjustable setscrew, which limits the size of the container being anchored.

**Remark:** The device for application no. 10/601,894 sits flat upon the ground and has no limitation to the size of the floral container being anchored.